

**MINUTES**  
**SANDY CITY COUNCIL MEETING**  
Sandy City Hall - Council Chamber Room #211  
10000 Centennial Parkway  
Sandy, Utah 84070

**SEPTEMBER 16, 2008**

**\*\*Planning Meeting**

- i. Administrative report [5:13:24 PM](#)
- a. EnerGov System – Cost Benefit Analysis (Newberry, Duerksen) discussed first
- b. Housing Program Discussion: Verify Budget, Program Operations, Council/Neighborhood Projects – item postponed
- c. Report on Residential Exemption/Tax Notice/Large Lot Properties
- d. Commercial Properties Maintenance Compliance (Avellar) [6:00:48 PM](#)
- e. Clarify Council Issues of Interest (P.Glenn) [6:48:16 PM](#) end time
- f. Mayor's report [6:48:42 PM](#)

**Meeting was commenced at 7:00 p.m. [7:02:38 PM](#)**

**PRESENT:**

**Council Members:** Chairman Scott Cowdell, Vice Chairman Steve Smith, Bryant Anderson, Chris McCandless, and Linda Martinez Saville.

**Mayor:** Tom Dolan

**Others in Attendance:** CAO Byron Jorgenson; Attorney Pat Casaday; Community Development Director Mike Coulam; Public Utilities Director Shane Pace; Executive Assistant to the Mayor Marsha Millet; Deputy to the Mayor John Hiskey; Police Chief Stephen Chapman; Justice Court Judge Susan Weidauer; City Engineer Mike Gladbach; Council Office Director Phil Glenn; Council Executive Secretary Wendy Densley

**ABSENT/EXCUSED:** Steve Fairbanks, Dennis Tenney [out of town]

**1. OPENING REMARKS/PRAAYER/PLEDGE:**

The Prayer was offered by Eric Hatch of the Youth Court, and the Pledge was led by Amanda Nielson, also of the Youth Court.

**2. SPECIAL PRESENTATION:**

- a. **Oath of Office -Youth City Council and Youth Court Officers [7:08:05 PM](#)**  
**Marsha Millet**, Executive Assistant to the Mayor, introduced **Judge Susan Weidauer** who performed the swearing in of the Youth Mayor, Youth City Council and the Youth Court Officers.
- b. **Commendation – Kolton Yager – Essay Winner, Challenger School [7:05:32 PM](#)**  
**Mayor Dolan and Chairman Cowdell** presented **Kolton Yager**, a 5<sup>th</sup> grader at Challenger School, with a commendation for his essay in the National Society Daughters of the American Revolution, American History Essay contest, with his Essay titled “I spy – Espionage during the American Revolution” which was based on letters that were written by an actual spy during the war.

**3. CITIZEN(S) COMMENTS:**

- a. **There were no comments**

**COUNCIL ITEMS(S):**

**4. 1300 East Condemnations [7:23:22 PM](#)**

**Discussion:**

**City Engineer Mike gladbach** presented to the Council a list of properties to be condemned for the 1300 East road project. (Exhibit A) Two of the property owners have signed and have closed on the property, Shawn L. Jensen with Parcel No. 299 E and 301 E and have been removed from the condemnation list. He reported that the following properties will be removed from the project:

- Chasebrook-Sandy LLC at 1335 East 10600 South
- Gail S. Williamsen at 1315 East 10600 South

**Chris McCandless** asked the property owners who were present to give their thoughts on the condemnations.

**Mark Uriarte**, 10355 S. Serpentine Circle, would like to see some amendments made to his condemnation contract.

**Terry Chapman**, 9977 South Lannae, said he was concerned with how much property they would be taking off his back yard. He isn't comfortable for the price they are suggesting.

**Mike Gladbach** explained that his parcel is pie shaped. He explained that it would be 9.78 feet for a temporary easement to be used during the construction. He would receive the property back after construction. The price he was quoted is for a rental fee for that easement. [7:32:01 PM](#)

**Chris McCandless** asked what the distance would be for the project with the budget they have in place.

**Mike Gladbach** said that it would go to the horse trail entrance at the Smiths just south of Sego Lilly Drive.

**Mayor Dolan** reported that the City has requested more federal money to continue this project further south.

**Linda Martinez Saville** asked if there have been any complaints about the condemnations. [7:36:00 PM](#)

**Christine Cartwright**, a property acquisition contractor for UDOT, 180 South 300 West Salt Lake City, reported that they have received phone calls from most of the property owners listed to be condemned. All of the property owners have been contacted with letters, and they have heard back from the majority of the owners.

**Bryant Anderson** asked if all involved property on 1300 East is in a Sandy City right of ways. [7:38:19 PM](#)

**Mike Gladbach** reported it runs through County islands but is a Sandy City road.

**Scott Cowdell** said that there are several criteria that we must meet to do condemnation and safety is one of the biggest issues. He feels that there isn't much opposition to this project nor to the condemnations. [7:39:53 PM](#)

**Motion:**           **Stephen Smith made a motion to approve Resolution #08-57C authorizing the condemnation of real property owned by Lu Ann Brown for the 1300 East corridor improvement project, located at 8290 S. Gerona Circle.**  
**Second:**       **Bryant Anderson**  
**Vote:**           **Anderson - Yes, Tenney- absent, McCandless – Yes, Smith – Yes, Saville- Yes, Fairbanks- absent, Cowdell – Yes**

**Motion Approved: five members in favor, two members absent**

**Motion:** Stephen Smith made a motion to approve Resolution #08-58C authorizing the condemnation of real property owned by Hale Seely for the 1300 East corridor improvement project, located at 8915-8917 South 1240 East.

**Second:** Linda Martinez Saville

**Vote:** Smith – Yes, Saville – Yes, Anderson – Yes, McCandless – Yes, Tenney – absent, Fairbanks – absent, Cowdell – Yes.

**Motion Approved: five members in favor, two members absent**

**Motion:** Stephen Smith made a motion to approve Resolution #08-59C authorizing the condemnation of real property owned by Terry Ray Chapman for the 1300 East corridor improvement project, located at 9977 South Lannae.

**Second:** Bryant Anderson

**Vote:** Smith – Yes, Anderson – Yes, Saville – Yes, McCandless – Yes, Tenney – absent, Fairbanks – Yes, Cowdell – Yes

**Motion Approved: five members in favor, two members absent.**

**Motion:** Stephen Smith made a motion to approve Resolution #08-60 C authorizing the condemnation of real property owned by Kirk J. and Sandra J. Miller for the 1300 East corridor improvement project, located at 1310 East Waters Lane.

**Second:** Linda Martinez Saville

**Vote:** Smith – Yes, Saville – Yes, Anderson – Yes, McCandless – Yes, Fairbanks – Yes, Tenney – Yes, Cowdell – Yes

**Motion Approved: five members in favor, two members absent**

**Motion:** Stephen Smith made a motion to approve Resolution #08-61C authorizing the condemnation of real property owned by Herbert Lukas for the 1300 East corridor improvement project, located at 1289 East Mockingbird Lane

**Second:** Linda Martinez Saville

**Vote:** Smith – Yes, Saville – Yes, McCandless – Yes, Anderson – Yes, Fairbanks – Yes, Tenney – Yes, Cowdell – Yes

**Motion Approved: five members in favor, two members absent**

**Motion:** Stephen Smith made a motion to approve Resolution #08-62C authorizing the condemnation of real property owned by Patricia I. And Ronald D. Hardy for the 1300 East corridor improvement project, located at 1295 East Turquoise Way

**Second:** Bryant Anderson

**Vote:** Smith – Yes, Anderson – Yes, Saville – Yes, McCandless – Yes, Tenney – absent, Fairbanks – Yes, Cowdell – Yes

**Motion Approved: five members in favor, two members absent**

**Motion:** Stephen Smith made a motion to approve Resolution #08-64C authorizing the condemnation of real property owned by Mark and Julie Uriarte for the 1300 East corridor improvement project, located at 10355 South Serpentine Circle

**Second:** Linda Martinez Saville

**Vote:** Smith – Yes, Saville – Yes, McCandless – Yes, Anderson – Yes, Fairbanks – Yes, Tenney – Yes, Cowdell – Yes

**Motion Approved: five members in favor, two members absent**

**5. Land Development Code [7:48:35 PM](#)**

**Ordinance 08-28** – amending and re-adopting Title 15 of the revised ordinances of Sandy City (The Land Development Code) by reorganizing and re-adopting the Sandy City Land Development Code

for 2008 and designating it as Title 15A; also providing a saving clause and effective date for the ordinance.

**Motion:** Chris McCandless made a motion to approve Ordinance 08-28 amending and re-adopting Title 15 of the revised ordinances of Sandy City (The Land Development Code) by reorganizing and readopting the Sandy City Land Development Code for 2008 and designating it as Title 15A; also providing a saving clause and effective date for the ordinance.

**Second:** Stephen Smith

**Vote:** Tenney – absent, Anderson – Yes, Fairbanks – absent, Smith – Yes, McCandless – Yes, Saville – Yes, Cowdell – Yes

**Motion Approved:** five members in favor, two members absent

6. **Board of Adjustment Appointments [pg.20]**  
**Resolution# 08- 10 M** – appointing a regular member to the Sandy City Board of Adjustment

**Discussion:**

**Mike Coulam** reported that this is a mayor's appointment and there is a vacancy with Heather Hunter moving out of town. The Mayor is recommending Jared Clayton be appointed to take her place.

**Motion:** Bryant Anderson made a motion to adopt Resolution #08-10M appointing Jared Clayton as a regular member to the Sandy City Board of Adjustment.

**Second:** Stephen Smith

**Vote:** Anderson - Yes, Tenney- absent, McCandless – Yes, Smith – Yes, Saville- Yes, Fairbanks- absent, Cowdell – Yes

**Motion Approved:** five members in favor, two members absent

7. **Huston Annexation – 3060 Deer Hollow Drive [pg.21-32] 7:51:09 PM**  
**Ordinance #08-29** – annexing territory located at approximately 3060 Deer Hollow Drive, Salt Lake County, comprising approximately 8.26 acres, into Sandy City; establishing zoning for the annexed property; also providing a severance and effective date for the annexation.

**Discussion:**

**Mike Coulam** said that there have been a couple of discussions held about this annexation. Staff is recommending that this ordinance be adopted tonight annexing this territory including all that signed the petition giving it a R-1-40A zoning. Staff and interested residents and the neighboring property owners will accept R-1-40 A Zoning.

**Motion:** Bryant Anderson made a motion to adopt Ordinance 08-29 annexing territory located at approximately 3060 Deer Hollow Drive, and to zone said property R-1-40A.

**Second:** Chris McCandless

**Vote:** Anderson – Yes, Tenney – absent, Fairbanks – absent, Smith – Yes, McCandless – Yes, Saville – Yes, Cowdell – Yes

**Motion Approved:** five members in favor, two members absent

**MINUTES:**

8. Approving the **August 26, 2008** and the **September 2, 2008** City Council Meeting Minutes.

**Motion:** Chris McCandless made a motion to approve the August 26, 2008 and the September 2, 2008 City Council Meeting Minutes as written.

**Second:** Linda Martinez Saville

**Vote:** The Council voted in the affirmative to the motion.

All in Favor.

7. **MAYOR'S REPORT**

Held in Planning Meeting

8. **CAO'S REPORT**

Held in Planning Meeting

9. **COUNCIL OFFICE DIRECTOR'S REPORT**

Held in Planning Meeting

10. **OTHER COUNCIL BUSINESS**

a. **Chris McCandless** reported that he and Stephen Smith attended the Honorary Colonels meeting last week and witnessed a presentation by the Sandy Explorers Drill Team group, and recommends that they do the presentation for the Council. He explained that there are 29 members of the Explorer group; he asked that administration look in to taking \$2500 from the contingency fund to help fund this program. [7:52:21 PM](#)

b. **Bryant Anderson** asked if Mr. McCandless wanted to put a wind turbin on his house, would he be allowed with the City's existing ordinances. [7:54:02 PM](#)

**Mike Coulam** reported that yes, there are ordinances that would allow for that.

**At approximately 8:00 p.m., Chris McCandless made a motion to adjourn Council Meeting, motion seconded by Stephen Smith.**

**The content of the minutes is not intended, nor are they submitted, as a verbatim transcription of the meeting. These minutes are a brief overview of what occurred at the meeting.**

---

**Scott Cowdell**  
**Council Chairman**

---

**Wendy Densley**  
**Council Office Executive Secretary**

Xm091608.min